

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

CIVIL MINUTES - GENERAL

Case No.	CV 22-8461 ODW (MRW)	Date	March 2, 2023
Title	Armbruster v. Samual		

Present:	Hon. Michael R. Wilner, U.S. Magistrate Judge		
James Muñoz		n/a	
Deputy Clerk		Court Reporter / Recorder	
Attorneys for Plaintiff:		Attorneys for Defendant:	
n/a		n/a	

Proceedings: ORDER TO SHOW CAUSE RE: DISMISSAL

1. In December 2022, Judge Wilner issued a detailed order screening this pro se civil rights action. (Docket # 8.) The Court's December order dismissed Plaintiff's complaint for various procedural and substantive defects. The order further required Plaintiff to file an amended complaint or dismiss this action by January 27, 2023. However, the Court received no further submission from Plaintiff by or after the due date.

2. The Court could rightly terminate the action today under Federal Rule of Civil Procedure 41. Nevertheless, in the interests of fairness to a self-represented prisoner, the Court instead ORDERS Plaintiff to show cause as to why the matter should not be dismissed. Plaintiff may cure this OSC by filing a statement explaining his failure to comply with the Court's previous order and submitting either a voluntary dismissal of the action or an amended complaint.

3. Plaintiff's response to this OSC will be due by April 6.

Failure to comply with the terms of this order may result in a recommendation that the action be dismissed for failure to prosecute pursuant to Federal Rule of Civil Proc. 41(b). Applied Underwriters, Inc. v. Lichtenegger, 913 F.3d 884 (9th Cir. 2019).